A Regular Meeting of the Town Board of the Town of Lancaster, Erie County, New York, was held at the Town Hall at Lancaster, New York, on the 3rd day of March, 1975 at 8:00 P.M. and there were

PRESENT:

LEO N. WEIMER, SUPERVISOR

JOSEPH R. BARNHARDT, COUNCILMAN

EDWARD A. BERENT, COUNCILMAN

PETER J. BOLENDER, COUNCILMAN

ABSENT:

ARTEL J. METZ, COUNCILMAN

ALSO PRESENT:

ROBERT P. THILL, TOWN CLERK

DOMINIC J. TERRANOVA, TOWN ATTORNEY

J. MICHAEL KELLEHER, DEPUTY TOWN ATTORNEY

EDWARD J. FERON, JR., TOWN ENGINEER

VICTOR H. OTT, POLICE CHIEF

JOHN M. COSTELLO, ASSESSOR III

BID OPENING SCHEDULED FOR 8:00 P.M.:

At 8:00 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster one (1) new 1975 Modular Ambulance.

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:01 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

The following proposals were received:

BIDDER

1. Professional Vehicle Sales, Inc. 3947 Provost Ave. - Rt. 22 Bronx, NY 10466 \$ 23,950.00

Modular Ambulance Corp.
 Obert Fire Equipment Inc.
 N. Main Street
 Union City, PA 16438

\$ 19,487.00

ON MOTION BY COUNCILMAN BERENT, AND SECONDED BY COUNCILMAN BOLENDER AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to the Emergency Ambulance Service Advisory Board and the Chief of Police for joint examination, tabulation, and recommendation.

BID OPENING SCHEDULED FOR 8:15 P.M.:

At 8:15 P.M. the Town Board considered sealed proposals for furnishing to the Town of Lancaster Highway Department the following materials:
road oil, crushed stone, blacktop, grit, gravel, slurry seal, cinders and redi-mix concrete.

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous roll call vote, the time for receiving the aforesaid proposals was closed at 8:15 P.M.

Affidavits of Publication and Posting of a Notice to Bidders were presented and ordered placed on file.

Proposals were received from the following bidders:

BIDDER		BID OF

1. Buffalo Slag Co., Inc.

111 Great Arrow Avenue

Buffalo, NY 14216

Buffalo, NY 14216

Blacktop

Crushed Stone

2. Koppers Co. Inc.
Road 0il
1655 Union Road
West Seneca, NY 14224

3. Allied Bitumens, Inc.
505 Como Park Boulevard
Cheektowaga, NY 14227

Road Oil
Slurry Seal

4. Lancaster Stone Products Corporation Crushed Stone 5833 Main Street Black Top Buffalo, NY 14221

5. Midland Asphalt Corp.
640 Young Street
Tonawanda, NY 14150

6. Pine Hill Concrete Mix Corp.

2255 Bailey Avenue
Buffalo, NY 14211

Gravel
Ice Control Grit
Redi Mix Concrete

7. Krantz Asphalt Co., Inc.
Road 0il
701 Elk Street
Buffalo, NY 14210

8. Houdaille Construction Materials, Inc.
P. 0. Box 39
Buffalo, NY 14221
Crushed Stone
Black Top

ON MOTION BY COUNCILMAN BOLENDER, AND SECONDED BY COUNCILMAN BARNHARDT AND CARRIED, by unanimous roll call vote, the aforesaid proposals were ordered turned over to the Highway Superintendent for examination, tabulation, and award.

OFFICIAL REPORTS:

The Town Clerk reported that the following Board of the Town of Lancaster has filed with him minutes of their meeting as follows:

Planning Board

Meeting #2 February 5, 1975

COMMITTEE REPORTS:

None

PRESENTATION OF RESOLUTIONS BY COUNCILMEN:

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BARNHARDT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BOLENDER , TO WIT:

RESOLVED, that the minutes of the Regular Meeting of the Town Board held on February 17, 1975, as presented by the Town Clerk, be and hereby are approved.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor the Town of Lancaster Narcotic Guidance Council for the period April 1, 1975 to March 31, 1976, and

WHEREAS, the Town of Lancaster is about to submit a Renewal Application for such project to the New York State Narcotic Addication Control Commission for approval and, if approved, to apply subsequently to the States of New York for partial reimbursement of funds expended on said project,

ENOW, THEREFORE, BE IT

RESOLVED, that such application is in all respects approved and Leo N. Weimer, Supervisor, is hereby authorized and directed to duly execute and present said application to the New York State Narcotic Addiction Control Commission for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

March 3: 1975

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BARNHARDT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BERENT, TO WIT:

of the Town of Lancaster Environmental Conservation Commission, has submitted his resignation from said position due to personal demands upon his time, and

WHEREAS, the said John Parker has devoted a great amount of personal time and effort without compensation and at great personal sacrifice on behalf of the Town of Lancaster Environmental Conservation Commission for the past several years,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board hereby accepts the resignation of John J. Parker with regret and extends its sincere good wishes to Mr. Parker in all his future endeavors.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BOLENDER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, Jack J. Bromwich has heretofore submitted his resignation as a member of the Town of Lancaster Environmental Conservation Commission,

NOW, THEREFORE, BE IT

RESOLVED, that the resignation of Jack J. Bromwich be and hereby is accepted by the Town Board with regret and with sincere appreciation for his efforts on behalf of the Town of Lancaster Environmental Conservation Commission, and

BE IT FURTHER

RESOLVED, that Arthur R. Winiecki, 49 Briarwood Drive, Lancaster, New York, be and hereby is appointed a member of the Town of Lancaster Environmental Conservation Commission, effective March 4, 1975, to fill the unexpired term of Jack J. Bromwich, said term expiring December 31, 1975.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ

SUPERVISOR WEIMER

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VOTED

VOTED

WAS ABSENT

YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BARNHARDT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BOLENDER TO WIT:

whereas, the Town Board of the Town of Lancaster has heretofore annually authorized the administration of a Tree Planting Program for the purpose of beautifying the rights-of-way of public highways and streets of the Town of Lancaster by furnishing and planting shade trees, and

WHEREAS, funds have been provided in the current 1975 General Town
Budget for the 1975 Tree Planting Program, and

WHEREAS, the Tree Planting Committee of the Town Board has reviewed the Town of Lancaster 1975 Tree Planting Program and recommends the planting of certain species of trees on certain streets in accordance with the official Tree Planting Master Plan of the Town of Lancaster and specifications on file in the Town Clerk's Office in the Town Hall, Lancaster, New York,

NOW, THEREFORE, BE IT

RESOLVED, that sealed bids be received by this Town Board up to 8:15 o'clock P.M., Eastern Daylight Time, on March 17, 1975, for meeting the requirements of the Town of Lancaster's 1975 Tree Planting Program and for the supplying of trees in accordance with specifications on file in the Town Clerk's Office in the Town Hall, Lancaster, New York, and

BE IT FURTHER

RESOLVED, that the Town Clerk be and is hereby is authorized to have a Notice to Bidders and Nurserymen published in the Lancaster Enterprise-Journal and to have said Notice posted as required by law.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED WAS ABSENT
SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, Mrs. Bette Flint has heretofore submitted her resignation as a member of the Town of Lancaster Recreation Commission,

NOW, THEREFORE, BE IT

RESOLVED, that Mrs. Gloria Gorenflo, 5524 Broadway, Lancaster, New York, be and hereby is appointed a member of the Recreation Commission of the Town of Lancaster, effective March 4, 1975, to fill the unexpired term of Mrs. Bette Flint, which said term expires December 31, 1976.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, it is the intention of the Town Board of the Town of Lancaster to sponsor a Recreation Program for the elderly citizens of Lancaster for the period April 1, 1975 to March 31, 1976, and

WHEREAS, the Town of Lancaster is about to submit a Renewal Application for such program to the New York State Recreation Council for the Elderly, New York State Education Department, Albany, New York, and if approved, to apply subsequently to the State of New York for partial reimbursement of funds to be expended on said program,

NOW, THEREFORE, BE IT

RESOLVED, that such application to the New York State Recreation

Council for the Elderly is in all respects approved and that Leo N. Weimer,

Supervisor of the Town of Lancaster, be and is hereby authorized and directed

to duly execute and present the aforesaid application to the New York State

Recreation Council for the Elderly, New York State Education Department, Albany,

New York, for its approval.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BARNHARDT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BERENT. TO WIT:

WHEREAS, these United States of America are embarking on their Bicentennial Celebration, and

WHEREAS, it was the Minutemen (Citizen Soldiers) who formed the first organized militia to fight for independence, and

WHEREAS, today's Citizen Soldiers are the men and women of the National Guard with a long and honorable history of service to the Country, the State of New York and the Town of Lancaster, and

, WHEREAS, the National Guard is currently engaged in an active recruiting drive to enable it to maintain its highest readiness posture in case of national or local emergency, and

WHEREAS, the National Guard and these Citizen Soldiers are deserving of the fullest support of the officials and the people of the Town of Lancaster,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby proclaims the month of March, 1975, as MINUTEMAN MONTH in tribute to our own National Guardsmen and their fellow Citizen Soldiers and Airmen throughout the nation and throughout history, who have served and continue to serve their communities, states and county.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED WAS ABSENT
SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT. TO WIT:

WHEREAS, the Town Board of the Town of Lancaster, on January 20, 1975, authorized the leasing of a portion of Parcel 1, Nike Site, Pavement Road, Town of Lancaster, New York, being Buildings Nos. 9 and 14 of Parcel 1, together with a plot of land approximately 150 feet in width by approximately 350 feet front, commencing approximately 90 feet west of the east line from Pavement Road to said premises, together with right of ingress and egress from Pavement Road to said premises, to Prast Research Associates, Inc., a Not-for-Profit Corporation, with its office and principal place of business at 10940 Stony Point Road, Grand Island, New York, subject to permissive referendum, and

WHEREAS, the Town Clerk has duly filed his affidavit that no permissive referendum petition has been received within the required period after publication of notice of adoption of said resolution subject to permissive referendum,

NOW, THEREFORE, BE IT

RESOLVED, that said lease having been subject to permissive referendum and no petition therefor having been filed, the Supervisor be and hereby is authorized and directed to execute a lease of a portion of Parcel 1, Nike Site, Pavement Road, Town of Lancaster, New York, being Buildings Nos. 9 and 14 of Parcel 1, together with a plot of land approximately 150 feet in width by approximately 350 feet front, commencing approximately 90 feet west of the east line from Pavement Road to said premises, together with right of ingress and egress from Pavement Road to said premises, to Prast Research Associates, Inc., a Not-for-Profit Corporation, with its office and principal place of business at 1094 Stony Point Road, Grand Island, New York.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED WAS ABSENT
SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BOLENDER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BERENT. TO WIT:

WHEREAS, the American Revolution Bicentennial will be celebrated throughout the year 1976, and

WHEREAS, the Town Board of the Town of Lancaster is cognizant of the deep devotion that the residents of the Town of Lancaster have to the lofty principles upon which this Republic was founded and the sacrifices made over the past 200 years in order to insure and safe-guard the democratic principles of our republic, and

WHEREAS, the Town of Lancaster desires to demonstrate its participation in the Bicentennial celebration throughout this community and to seek the participation of all of its residents in the American Revolution Bicentennial,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Board of the Town of Lancaster hereby appoints Councilman J.R. Barnhardt, Mrs. Arthur Varga and Town Historian, Edward deadle, the Town of Lancaster American Revolution Bicentennial Committee to cooperate with and work in conjunction with other community American Revolution Bicentennial Committees or a council of such committees and to be directly responsible for recommending and planning the Town of Lancaster's official participation of Town Government in all American Revolution Bicentennial functions, and

BE IT FURTHER

RESOLVED, that the Supervisor of the Town of Lancaster be and hereby is authorized and directed to prepare and submit a Bicentennial Community Application to the American Revolution Bicentennial Administration.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES
COUNCILMAN BERENT VOTED YES
COUNCILMAN BOLENDER VOTED YES
COUNCILMAN METZ VOTED WAS ABSENT
SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, the Town Accountants, Clarence Rainess & Company, have submitted a proposal for fiscal services to be provided the Town of Lancaster in fiscal services concerning the new Lancaster Town Center and the re-financing of the Master Water Improvement Area, by letter dated February 24, 1975, and

WHEREAS, it is in the public interest to accept said proposal in order to minimize interest costs and provide for a fiscally sound program for funding said projects,

NOW, THEREFORE, BE IT

RESOLVED, that the proposal of Clarence Rainess & Company as set forth in its letter of February 24, 1975, be and hereby is approved at a cost as set forth in said communication.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, the Recreation Department of the Town of Lancaster will require certain sporting goods and athletic equipment for the operation of the Recreation Program during the year 1975, which may reasonably be expected to exceed the sum of \$1,500.00, and

WHEREAS, it is in the public interest that sealed bids for the purchase of such supplies and equipment be invited,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk advertise for bids to be received by the Town Board of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, until 8:00 o'clock P.M., Eastern Daylight Time, on the 17th day of March, 1975, for the purchase of sporting goods and athletic equipment for the Recreation Department of the Town of Lancaster, and that advertisement for bids be published in the Lancaster Enterprise-Journal on March 6, 1975, and posted on the Town Bulletin Board, which Notice shall be in the following form:

LEGAL NOTICE
NOTICE TO BIDDERS
TOWN OF LANCASTER

of the Town of Lancaster at 8:00 o'clock P.M., Eastern Daylight Time, March 17, 1975, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purchase of sporting goods and athletic equipment for the Recreation Department of the Town of Lancaster.

Specifications for such sporting goods and athletic equipment are on file with and may be obtained from the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

The Town Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE TOWN OF LANCASTER

By: ROBERT P. THILL Town Clerk

March 3, 1975

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

дыхх The resolution was thereupon unanimously adopted. THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

damage in an auto accident on February 7, 1975 and the Liability Insurance Company of the other vehicle involved in the accident has tendered a check in the amount of \$2,350.00 in full payment of this less

NOW, THEREFORE, BE IT

RESOLVED, that the Supervisor of the Town of Lancaster be and is hereby authorized to accept the sum of \$2,350.00 from the Lumbermens Mutual Casualty Company in settlement of the collision loss to the Town of Lancaster Police Car on February 7, 1975, such sum representing the entire collision loss to the Town Police Car, and

BE IT FURTHER

RESOLVED, that the Supervisor be and is hereby authorized and directed to execute a "Release of All Claims" to effect settlement of this loss.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BOLENDER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

RESOLVED, that the following transfers within the funds as indicated of the Town of Lancaster be effected:

	Account F	rom	<u>Amount</u>	To Account	Amount
GENERAL FUND:		,			1 1
General Repairs Equipment	5132.438	\$	350.00	5010.2	\$ 350.00
SPECIAL DISTRICTS FUND:			•		
Street Lighting, Dist. #1 Judgement & Claims	5182.4		18.15	1930 0	18.15
Fire Protection, Other Judgement & Claims	3415.4		29.03	1930	29.03

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN	BARNHARDT	VOTED	YES
COUNCILMAN	BERENT	VOTED	YES
COUNCILMAN	BOLENDER	VOTED	YES
COUNCILMAN	METZ	VOTED	WAS ABSENT
SUPERVISOR	WEIMER	VOTED	YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILIAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, the Recreation Department of the Town of Lancaster will require certain arts and crafts supplies for the operation of the Recreation Program during the year 1975, which may reasonably be expected to exceed the sum of \$1,500.00, and

WHEREAS, it is in the public interest that sealed bids for the purchase of such supplies be invited,

NOW, THEREFORE, BE IT

RESOLVED, that the Town Clerk advertise for bids to be received by the Town Board of the Town of Lancaster at the Town Hall, 21 Central Avenue, Lancaster, New York, until 8:30 o'clock P.M., Eastern Daylight Time, on the 17th day of March, 1975, for the purchase of arts and crafts supplies for the Recreation Department of the Town of Lancaster, and that advertisement for bids be published in the Lancaster Enterprise-Journal on March 6, 1975, and posted on the Town Bulletin Board, which Notice shall be in the following form:

LEGAL NOTICE NOTICE TO BIDDERS TOWN OF LANCASTER

Sealed bids will be received and publicly opened by the Town Board of the Town of Lancaster at 8:30 o'clock P.M., Eastern Daylight Time, March 17, 1975, at the Town Hall, 21 Central Avenue, Lancaster, New York, for the purchase of arts and crafts supplies for the Recreation Department of the Town of Lancaster.

Specifications for such arts and crafts supplies are on file with and may be obtained from the Town Clerk of the Town of Lancaster, 21 Central Avenue, Lancaster, New York.

The Town Board reserves the right to reject any or all bids and to waive any informalities.

TOWN BOARD OF THE TOWN OF LANCASTER

By: ROBERT P. THILL Town Clerk

March 3, 1975

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ

VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BOLENDER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

RESOLVED, that the following Audited Claims be and are hereby ordered paid from their respective accounts:

ACCOUNT	ORDER NUMBER °	TOTAL AMOUNT .
'General Funds	No. 1770 to 1819 Incl.	\$ 576,461.55
Special District Funds	No. 124 to 124 incl. No. 1 to 4 incl.	\$ 125,867.18
Part Town Funds	No. 137 to 145 Incl.	\$ 2,399.68
Highway Funds	No. 369 to 378 Incl.	\$ 285,923.54
Trust & Agency Funds	No. 54 to 54 Incl.	\$ 12,105.00
Federal Revenue Sharing	No. 14 to 17 Incl. No. 1 to 4 Incl.	\$ 83,229.40
Capital Fund	No. 60 to 62 Incl.	\$ 137,555.00

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

WHEREAS, the Chairman of the Town of Lancaster Narcotic Guidence Council, by letter of February 24, 1975, requested authorization to attend an On-Going Task Force Meeting held on February 27, 1975, in Albany, New York, and

WHEREAS, it is deemed in the public interest that such authorization be granted,

NOW, THEREFORE, BE IT

RESOLVED, that the attendance of Fr. John R. Whiteford, Chairman of the Town of Lancaster Narcotic Guidance Council, at the On-Going Task Force Meeting held on February 27, 1975, in Albany, New York, be and hereby is confirmed, with reimbursement for actual and necessary expenses not to exceed the sum of \$100.00.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BOLENDER, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BARNHARDT, TO WIT:

RESOLVED, that the following Building Permit Applications be and are hereby approved and the issuance of Building Permits be and are hereby authorized:

NO.	<u>NAME</u>	<u>ADDRESS</u> •	STRUCTURE
14	Eugene Smith	3688 Walden Avenue	ER. FR. PVT. GAR.
15	Kulback's Const. Inc.	43 Glendale	ER. FR. BR. VEN. SING. DWLG.
16	John Kiener	5608 Genesee Street	EX. FR. SING. DWLG.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

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The resolution was thereupon unanimously adopted.

BOND RESOLUTION OF THE TOWN OF LANCASTER, NEW YORK, ADOPTED MARCH 3, 1975, AUTHORIZING THE ORIGINAL IMPROVEMENT AND EMBELLISHMENT OF WALDEN POND PARK, IN THE TOWN, STATING THE ESTIMATED MAXIMUM-COST THEREOF, IS \$479, 100, APPROPRIATING SAID AMOUNT THEREFOR, INCLUDING \$24,000 CURRENT FUNDS TO PROVIDE ° THE DOWN PAYMENT, AUTHORIZING THE ISSUANCE OF \$455, 100 SERIAL BONDS TO FINANCE THE BALANCE OF SAID APPROPRIATION, AND AUTHORIZING ANY AMOUNTS RECEIVED FROM THE UNITED STATES OF AMERICA TO BE EXPENDED TOWARDS THE COST OF SAID SPECIFIC OBJECT OR PURPOSE OR TOWARDS REDEMPTION OF ANY BONDS ISSUED THEREFOR, OR BUDGETED AS AN OFFSET TO THE TAXES FOR PAYMENT OF THE PRINCIPAL OF AND INTEREST ON SAID BONDS.

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER.

IN THE COUNTY OF ERIE, NEW YORK (by the favorable vote of not less than two-thirds of all the members of said Board) AS FOLLOWS:

Section 1. The Town of Lancaster (herein called "Town"), in the County of Erie, New York, is hereby authorized to originally improve and embellish the Walden Pond Park, situate on the west side of Ransom Road, north side of Walden Avenue and the south side of Peppermint Road, comprising 46.7 acros, in the Town, including construction of athletic fields, picnic areas, parking facilities, fences, trails, and also tooluding appearance dealings and but the

original furnishings, equipment, apparatus and machinery required for the improvement and embellishment of said Park. The estimated maximum cost

of said specific object or purpose, including preliminary costs of surveys, maps, plans, estimates and hearings and costs incidental thereto and the financing thereof, is \$479,100 and the said amount is hereby appropriated therefor, including the amount of \$24,000 current funds to provide the down payment required pursuant to the Local Finance Law, constituting Chapter 33-a of the Consolidated Laws of the State of New York (herein called "Law"). The plan of financing includes the use of said current funds to provide such down payment and the issuance of \$455,100 serial bonds to finance the balance of said appropriation, and the levy and collection of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due. The Town has applied for and expects to receive from the United States of America, acting through the Burbau of Outdoor Recreation or from such other agency as is determined, a grant of Federal funds to aid in financing the cost of constructing said specific object or purpose, and any such amounts so received are hereby authorized to be expended towards the cost of constructing the project for which said amounts are granted or applied towards the redemption of said bonds or any bond anticipation notes issued in anticipation of the sale of said bonds, or budgeted as an offset to taxes for the payment of the principal of and interest on said bonds.

Section 2. Pursuant to the provisions of the Law, serial bonds in the principal amount of \$455,100 of the Town, are hereby authorized to be issued to finance the balance of said appropriation.

Section 3. The following additional matters are hereby determined and declared:

- (a) The period of probable usefulness of the specific object or purpose for which the bonds authorized pursuant to this resolution are to be issued, within the limitations of Section 11.00 a. 19 (c) of the Law, is fifteen (15) years.
- (b) Current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds herein authorized or of any notes in anticipation of the sale of such bonds and such current funds in the amount of \$24,000 will be provided from moneys now available therefor in the current budget of the Town under the heading "Revenue Sharing Fund" and the Supervisor is hereby directed to set aside said current funds and apply the same solely to the said specific object or purpose described in Section 1 hereof.
- (c) The proposed maturity of the bonds authorized by this resolution will exceed five (5) years.

Section 4. Each of the bonds authorized by this resolution and any bond anticipation notes issued in anticipation of the sale of said bonds shall contain the recital of validity prescribed by \$52.00 of the Law, and said bonds and any notes issued in anticipation of said bonds shall be general obligations of the Town, payable as to both principal and interest by a general tax upon all the taxable real property within the Town without limitation of rate or amount. The faith and credit of the Town are hereby irrevocably pledged to the punctual payment of the principal of and interest on said bonds and prevision shall be made annually in the budget of the Town by appropriation for (a) the amortization and redemption of the bonds and any notes in anticipation thereof to mature in such year and (b) the payment of interest to be due and payable in such year.

Section 5. Subject to the provisions of this resolution and of the Law, pursuant to the provisions of \$30.00 relative to the authorization of the issuance of bond anticipation notes, or, the renewals of said Notes and of 60.00 and \$656.00 to 60.00 of the Law, the powers and duties of the Town Board relative to authorizing bond anticipation notes and prescribing the terms, form and contents and as to the sale and issuance of the bonds herein authorized and of any bond anticipation notes issued in anticipation of said bonds, and the renewals of said notes, are hereby delegated to the Supervisor, the chief fiscal officer of the Town.

Section 6. The validity of the bonds authorized by this resolution, and of any notes issued in anticipation of said bonds, may be contested only if:

- (a) such obligations are authorized for an object or purpose for which the Town is not authorized to expend money, or
- (b) the provisions of law which should be complied with at the date of the publication of such resolution are not substantially complied with,

and an action, suit or proceeding contesting such validity is commenced within twenty days after the date of such publication, or

(c) such obligations are authorized in violation of the provisions of the constitution.

Section 7. This resolution is subject to permissive referendum.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARBHARDI VOILD YIS
COUNCILMAN BERENT VOILD YIS
COUNCILMAN BOLENDER VOIED YES
COUNCILMAN METZ VOIED WAS ABSENT
SUPERVISOR WEIMER VOITED YES

XXXXX

The resolution was thereupon unanimously adopted.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BOLENDER. TO WIT:

RESOLVED BY THE TOWN BOARD OF THE TOWN OF LANCASTER, IN THE COUNTY OF ERIE, NEW YORK, AS FOLLOWS:

Section 1. The Town Clerk shall, within ten (10) days after the adoption of the bond resolution referred to in the form of Notice hereinafter set forth in Section 2 hereof, cause to be published at least once in the "LANCASTER ENTERPRISE-JOURNAL," a newspaper published in Lancaster, New York, having a general circulation in the Town, and hereby designated the official newspaper of the Town, for such publication, and to be posted on the sign board of the Town maintained pursuant to subdivision 6 of Section 30 of the Town Law, a Notice which shall set forth the date of adoption of said bond resolution and contain an abstract thereof concisely stating its purpose and effect.

Section 2. The Notice referred to in Section 1 hereof shall be in substantially the following form:

TOWN OF LANCASTER, NEW YORK

PLEASE TAKE NOTICE that on March 3, 1975, the Town Board of the Town of Lancaster, in the County of Erie, New York, adopted by the bond resolution entitled:

Bond Resolution of the Town of Lancaster, New York, adopted March 3, 1975, authorizing the original improvement and embellishment of Walden Pond Park, in the Town, stating the estimated maximum cost thereof, is \$479,100, appropriating said amount therefor, including \$24,000 current funds to provide the down payment, authorizing the issuance of \$455,100 serial bonds to finance the balance of said appropriation, and authorizing any amounts received from the United States of America to be expended towards the cost of said specific object or purpose or towards redemption of any bonds issued therefor, or budgeted as an offset to the taxes for payment of the principal of and interest on said bonds,"

an abstract of which resolution, concisely stating the purpose and effect thereof, is as follows:

FIRST: AUTHORIZING the Town of Lancaster ("Town"), New York, to originally improve and embellish the Walden Pond Park, situate on the west side of Ransom Road, north side of Walden Avenue and the south side of Peppermint Road, comprising 46.7 acres, in the Town, including construction of athletic fields, picnic areas, parking facilities, fences, trails, and also including necessary drainage and road improvements, and buildings, original furnishings, equipment, apparatus and machinery required for the improvement and embellishment of said Park; STATING the estimated maximum cost thereof, is \$479,100 and APPROPRIATING said amount therefor, including the amount of \$24,000 current funds to provide the down payment required pursuant to the Local Finance Law ("Law"); STATING the plan of financing includes the use of said current funds to provide such down payment and the issuance of \$455,100 serial bonds to finance the balance of said appropriation, and the levy and collection of a tax upon all the taxable real property in the Town to pay the principal of said bonds and the interest thereon as the same shall become due and payable; and STATING that the Town has applied for and expects to receive a grant of funds from the United States of America to aid in financing the cost of constructing said specific object or purpose and AUTHORIZING any amounts so received to be expended towards the cost of such specific object or purpose or towards redemption of bonds issued therefor or budgeted as an offset to the taxes for the payment of the primipal of and interest on said notes and bonds;

SECOND: AUTHORIZING the issuance of \$455,100 serial bonds of the Town to be issued pursuant to the provisions of the Law to finance that portion of said appropriation not provided by said current funds;

THIRD: DETERMINING AND DECLARING that the period of probable usefulness of the specific object or purpose is fifteen (15) years; that current funds are required by the Law to be provided as a down payment prior to the issuance of the bonds or of any notes in anticipation of the sale of such bonds and such current funds in the amount of \$24,000 will be provided from moneys now available therefor in the current budget of the Town under the heading "Revenue Sharing Fund" and AUTHORIZING AND DIRECTING the Supervisor to set aside said current funds and apply the same solely to the said specific object or purpose; STATING the proposed maturity of the bonds authorized by this resolution will exceed five (5) years;

FOURTH: DETERMINING that said bonds and any notes issued in anticipation thereof shall be general obligations of the Town and PLEDGING to their payment the faith and credit of the Town;

FIFTH: DELEGATING to the Supervisor the powers and duties as to the issuance of said bonds and any notes in anticipation thereof; or the renewals thereof;

SIXTH: DETERMINING that the resolution is subject to permissive referendum.

DATED: MARCH 3, 1975

ROBERT P. THILL,

Town Clerk

After said bond resolution sl take effect, the Section 3. Town Clerk is hereby directed to cause said be resolution to be published in full in the newspaper hereinabove erred to in Section 1 hereof, and hereby designated the official newser of the Towa for said publication, 'together with a Notice in substially the form as provided by Section 81.00 of the Local Financeaw, constituting Chapter 33-a of the Consolidated Laws of the te of New York.

> This resolution shall take ect immediately. Section 4.

The question of the adoption of the fgoing resolution was duly put to a vote on roll call, which resulted as fows:

COUNCILMAN BARNHARDT VOTED IS

COUNCILMAN BERENT; VOTED IS

COUNCILMAN BOLENDER VOTED S

COUNCILMAN METZ

SUPERVISOR WEIMER

VOTED ES

VOTED AS ABSENT

The resolution was thereupon unanimov adopted.

Councilman Berent requested a suspension of the necessary rule for immediate consideration of the following resolution - SUSPENSION GRANTED.

THE FOLLOWING RESOLUTION WAS OFFERED BY COUNCILMAN BERENT, WHO MOVED ITS ADOPTION, SECONDED BY COUNCILMAN BOLENDER , TO WIT:

WHEREAS, a severe snowstorm in New York City occurring on

February 2, 1975 resulted in the closing of airports in and around the

city of New York, and resulted in substantial, additional expenditures

by the officials of the Town of Lancaster who had attended the 1975

Association of Towns Meeting on February 9, 10, 11, and 12, 1975, by

requiring said officials to seek alternate means of transportation back

to Buffalo and/or additional hotel and food accommodations for one (1)

day until the area airports were reopened,

NOW, THEREFORE, BE IT

RESOLVED, that so much of the resolution of the Town Board of the Town of Lancaster adopted on January 6, 1975 authorizing the attendance of town officials at the 1975 Association of Towns Meeting be and is hereby amended to provide for an increase in the maximum amount of expense reimbursement from \$275 to \$325 for any person who incurred additional ordinary and necessary expense as a direct result of the severe snowstorm of February 12, 1975 which disrupted transportation in and around the New York Metropolitan Area.

The question of the adoption of the foregoing resolution was duly put to a vote on roll call, which resulted as follows:

COUNCILMAN BARNHARDT VOTED YES

COUNCILMAN BERENT VOTED YES

COUNCILMAN BOLENDER VOTED YES

COUNCILMAN METZ VOTED WAS ABSENT

SUPERVISOR WEIMER VOTED YES

XXXX

The resolution was thereupon unanimously adopted.

1. Signalization - Walden and Ransom

The Town Clerk reported that parts and materials necessary for the installation of this signal are on order and that further progress awaits receipt of the necessary materials.

PERSONS ADDRESSING THE TOWN BOARD:

Mr. Boyd Davis, 63 Briarwood Drive, Lancaster, New York, spoke with the Supervisor and Councilman Berent relative to his letter of application requesting appointment as a member of the Town of Lancaster Recreation Commission.

Mr. Loni Keller, 339 Lake Avenue, Lancaster, New York, asked the Town Board for use authorization for one (1) day of an unused building at the Lancaster Center for their 2nd Annual D-X Club Transmitting Contest.

Councilman Berent, and the Chief of Police directed the Town Attorney to prepare a use authorization resolution for presentation at the next meeting.

Mr. Donald Diebel, 2 Elm Place, Lancaster, New York, inquired and received information relative to the receipt of fees by the Lancaster Town Clerk for the operation of the Lancaster Sanitary Land Fill.

COMMUNICATIONS:

85.	Town Clerk to Town Board -
	Resume of actions taken in response to
	resolutions and directives of Monday,
	February 17, 1975.

- 86. Chairman, State Bingo Control Commission to Town Clerk Re: Budget Proposal Responsibility of enforcement of Lingo laws and rules may be responsibility of municipality.
- 87. Chief Ott to Town Board Recommendation Accept settlement
 check in amount of \$2,350 for patrol
 vehicle loss of 2/7/75.
- 88. Recreation Director to Town Board Re: Request Bids Sporting and
 Athletic Equipment.
- 89. Chairman, Lancaster Environmental
 Conservation Commission to Town Board Recommendation Mr. Winiecki
 appointment to Lancaster Conservation
 Commission to fill vacancy.
- 90. Chairman, Lancaster Environmental
 Conservation Commission to Town Board Notification Planning Stage of
 producing an open space inventory for
 Town of Lancaster.
- 91. Town Attorney to Town Board Transmittal Updated cost estimate
 summary re: Walden Pond Park, BOR
 Application.
- 92. Town of Lancaster, Village of Lancaster,
 Lancaster Central Schools and Lancaster
 Historical Society to Town Board Meeting March 4, 1974 re:
 "Bicentennial Communities" Celebration.
- 93. Supervisor to Town Board Notification Investment of funds at
 Marine Midland Bank Western on
 2/10/75 for total dollar earning of
 \$2,708.30.
- 94. Supervisor to Town Board Notification Investment of funds at
 M & T Trust Co. on 2/19/75 for total
 dollar earning of \$766.67 and Liberty
 National Bank for total dollar earning
 of \$3,193.72.
- 95. Boyd Davis to Supervisor Application to position as member of
 Town Recreation Committee.
- 96. Chairman, Little Red School House Committee to Town Board Application for long lease arrangement for restoration of Little Red School House.
- 97. James T. McFarland to Supervisor Request information needed relative to
 District Court System.

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COMMUNICATIONS:

98.	Chairman, Narcotics Guidance Council to Supervisor - Request authorization to attend Follow- Up Meeting to On-Going Task Force Meeting to be held in Albany, New York.	R & F
99.	Clarence Rainess & Co. to Town Board - Submittal - Proposa for program of investment of tempo ary loan proceeds for Lancaster Town Lenter.	R&F .
10Q.	New York State Retirement System Actuary to Town Clerk - Re: Transmittal - Election Form for 20 year Retirement Plan for policemen.	Police Chief
101.	Richard Jasen to Town Clerk - Re: Hazardous condition - Genesee Street at Ransom Road.	Police Chief Police Committee
102.	County Personnel Dept. to Supervisor - Notification - Public Hearing on March 7, 1975 for purpose of adopting amendments to Probationary Period of Classified Civil Service Rules of County of Erie, Towns, Villages, School Districts, and Water Authority, within County.	Supervisor
103.	President, Lancaster Volunteer Ambulance Corps to Town Board - Submit proposal for construction of squad room facility for utilization of Lancaster Volunteer Ambulance Corps.	Cap. Improv., Cama.
104.	Supervisor to County Planning Director - Transmittal - Application for "urban county" funding under Housing and Community Development Act of 1974.	R&F
105.	Lancaster Sanitary Land Fill to Town Clerk - Transmittal - Quarterly Report as per resolution of 7/1/74.	Planning Brd, Sec. Env. Cons. Comm Chairm. R & F
106.	County Executive Regan to Supervisor - Community funding under H.U.D. specifications.	R & F
107.	Recreation Director to Town Board - Re: Arts and Crafts Supplies Order Bid.	<u>R & F</u>
108.	John Parker to Town Board - Resignation as member of Environmental Conservation Commission.	R & F
109.	Notice - Public Hearing on proposed Sewage Disposal System in District 5 to be held March 21, 1975 at Cheektowaga Town Hall.	R & F

ADJOURNMENT:

ON MOTION OF COUNCILMAN BARNHARDT, AND SECONDED BY THE ENTIRE TOWN BOARD AND CARRIED, the meeting was adjourned at 9:05 P.M.